

Attorney's Docket No. : **242/9-2075**  
U.S. Application No. : To be assigned  
Filed : Herewith  
Applicant(s) : Gerolamo FIORI  
International Application No. : **PCT/IB03/004607**  
International Filing Date : **20 October 2003**  
Priority Date Claimed : 21 October 2002 (B02002A000664)  
Title of Invention : **DEVICE AND METHOD FOR CONTROLLING THE CONDENSATE  
AND/OR FROST FORMATION IN CHOCOLATE SHELL PRODUCTION**

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. X This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2.    This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3.    This express request to begin national examination procedures [35 U.S.C. 371 (f)] at any time rather than delay examination until the expiration of the applicable time limit set forth in 35 U.S.C. 371(b) and PCT Articles 22 and 39(1).
4.    A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
5. X A copy of the International Application as filed [35 U.S.C. 371(c)(2)]
  - a)    is transmitted herewith (required only if not transmitted by the International Bureau)
  - b) X has been transmitted by the international Bureau
  - c)    is not required, as the application was filed in the United States Receiving Office (RO/US)
6.    A translation of the International Application into English [35 U.S.C. 371(c)(2)]
7.    Amendments to the claims of the International Application under PCT Article 19 [35 U.S.C. 371(c)(3)]
  - a)    are transmitted herewith (required only if not transmitted by the International Bureau)
  - b)    have been transmitted by the International Bureau
  - c)    have not been made; however, the time limit for making such amendments has **NOT** expired.
  - d)    have not been made and will not be made
8.    A translation of the amendments to the claims under PCT Article 19 [35 U.S.C. 371(c)(3)]
9. X An oath or declaration of the inventor(s) [35 U.S.C. 371(c)(4)]
10.    A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 [35 U.S.C. 371(c)(5)]

Items 11. to 16. below concern other document(s) or information included:

11. X An Information Disclosure Statement under 37 C.F.R. 1.97 and 1.98, including citation sheet and 6 reference documents.
12. X An Assignment document for recording. A separate cover sheet (PTO-1595) in compliance with 37 CFR 3.28 and 3.31 are included.
13.    A **FIRST** preliminary amendment
- A **SECOND** or **SUBSEQUENT** preliminary amendment
14. X **THE APPLICANT AND/OR ASSIGNEE, IF ANY, HEREBY CLAIMS SMALL ENTITY STATUS.**
15.    A change of power of attorney and/or address letter
16. X (other items or information) **Clean copy of the application; WO2004/034800 A1; 2 PCT/IB/306, PCT/ISA/210**

EXPRESS MAIL No.: EV332299108US Deposited: April 19, 2005

I hereby certify that this correspondence is being deposited with the United States Postal Service Express mail under 37 CFR 1.10 on the date indicated above and is addressed to: Mail Stop PCT, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

  
CURTIS SCHRANDT

Date: April 19, 2005

10/531923

U.S. Application No. (if known, see 37 C.F.R. 1.50):  
International Application No.: PCT/IB03/004607

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17. ☒ The following fees are submitted:

NATIONAL FEES [37 CFR 1.492(a)(1)-(5)]:

CALCULATIONS

PTO USE ONLY

<input checked="" type="checkbox"/> a) Basic national fee	\$300.00		
<input checked="" type="checkbox"/> b) Examination fee	\$200.00		
<input checked="" type="checkbox"/> c) Search fee	\$500.00		
TOTAL OF ABOVE CALCULATIONS =		\$1000.00	
ENTER APPROPRIATE BASIC FEE AMOUNT:		\$1000.00	
Claims	Number filed	Number extra	Rate
Total Claims	26 -20 = 6	x \$50 =	\$300.00
Indep. Claims	2 -03 = 0	x \$200 =	\$360.00
<input checked="" type="checkbox"/> Multiple Dependent Claim(s) (if applicable) add \$360.00			
TOTAL OF ABOVE CALCULATIONS:		\$1660.00	
Surcharge of \$130.00 for furnishing the oath or declaration later than [ ] 20 [X] 30 months from the earliest claimed priority date [37 CFR 1.492(e)]		\$	
TOTAL OF ABOVE CALCULATIONS:		\$1660.00	
Reduction by 1/2 for filing by small entity, if applicable. [Note 37 CFR 1.9, 1.27, 1.28]		\$830.00	
SUBTOTAL:		\$830.00	
Processing fee of \$130.00 for furnishing the English Translation later than [ ] 20 [ ] 30 months from the earliest claimed priority date [37 CFR 1.492(f)]			
TOTAL NATIONAL FEE:		\$830.00	
Fee for recording the enclosed assignment [37 CFR 1.21(h)] The assignment must be accompanied by an appropriate cover sheet (PTO-1595) [37 CFR 3.28, 3.31]. \$40.00 per property +		\$40.00	
TOTAL FEES ENCLOSED:		\$870.00	
		\$	
		\$	

☒ A check in the amount of \$870.00 to cover the above fees is enclosed.

☒ The Commissioner is hereby authorized to charge the deposit account any other fees required with this submission or to credit any overpayment to Deposit Account No: 04-0838. A duplicate of this form is enclosed.

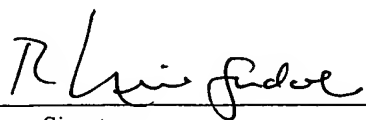
NOTE: Where an appropriate time limit under 36 CFR 1.494 or 1.495 has not been met, a petition to revive [37 CFR 1.137(a) or (b)] must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO:

Customer No. 28,147  
William J. Sapone, Esq.  
Coleman Sudol Sapone P.C.  
714 Colorado Avenue  
Bridgeport CT 06605

R. Neil Sudol

Name



Signature

31,669

Reg. No.

April 19, 2005

Date